

REGULAR SESSION RUSH COUNTY BOARD OF COMMISSIONERS AUGUST 1, 2011

The Rush County Board of Commissioners met in regular session, Monday, August 1, 2011 with Commissioners, Tom Barnes, Marvin Cole, Ken Masters, Deborah Adams, Auditor, and Leigh Morning, County Attorney in attendance.

Commissioner Tom Barnes called the meeting to order, Ken Masters made the motion to approve the minutes of the July 18, 2011 meeting as presented. Marvin Cole seconded the motion. Motion carried.

I-T

Randy Herbert, I-T Technician, spoke to the commissioners of off site storage. Herbert stated that it would not be a dollar savings to the county, but it would be safer. The cost will be between \$3,500.00 and \$4,000.00. Herbert shared that Gary King from NetNoggin has provided the proposal and is the vendor that Herbert recommended to the commissioners.

John Saxon questioned how the current data is stored. Herbert explained that he takes the data off site with him daily. The non public records are stored at the sheriff's department.

Deborah Adams questioned the guarantee on the data backed up. Herbert explained that there is no guarantee. The backup does utilize high speed internet.

Herbert finished by explaining that this is the way of the future.

AREA PLAN

Bill Todd, Area Plan Executive Director, discussed the FEMA letter dated July 25, 2011 that addresses the City of Rushville Levee. Todd discussed the requirements for FEMA to accredit the levee and meet the requirements of the Code of Federal Regulations, Title 44, and Section 65.10.

The completed agreement must be submitted by October 23, 2011 for the levee to receive the PAL (Provisionally Accredited Levee) designation.

Todd pointed out that the City are the owners of the levee and will be signing an agreement. FEMA wants the county to sign an agreement to acknowledge that some of the levee is located outside of the corporate boundaries.

Discussion was held that questions remain to the agreement to resolve and it is not yet ready to sign.

EMA

Mike Ooley, EMA Director was unable to attend, but he did submit a report.

- Seven (7) new 800 mobiles and two (2) new 800 portables have arrived from the 2010 SHSP grant and will be distributed to eligible volunteer fire departments.
- Monies received for the first touch of the 800 radio rebanding are now available. There has been a recalculation and we will receive \$7,860.00. Ooley recommended to the EMA Advisory board to divide the money between all Volunteer Fire Departments. This money will assist with the off set of cost for the departments to narrowband their VHF radios. Each volunteer department would receive approximately \$1,097.00. Motorola can easily cut the checks to the departments.
- CERT has purchased a new 12' enclosed trailer with the grant money received from Rush-Shelby Energy. The trailer will be housed with the mobile command unit. The trailer will also be registered to the Rush County Commissioners.

The Commissioners signed the Emergency Management Performance Grant-Salaries on a motion by Ken Masters. Seconded by Marvin Cole. Motion Carried.

SHERIFF

Jeff Sherwood, Sheriff, reported thirty-two (32) inmates incarcerated in the Rush County Jail. Sherwood reported that the compressor of the air conditioner for the inmates unit went out. The replacement cost will be \$5,500.00. Sherwood stated that he has talked to Deborah as to where the funding can come from.

Sherwood reported that two (2) officers will be working security for the local Steam Engine show from 8:00 pm until 6:00 am.

Sherwood reported that he is looking into changing their phone over from Verizon to NineStar. The savings will be \$150.00 monthly. Leigh Morning had reviewed the contract and noted that all changes had been made. Ken Masters made the motion to approve and sign the Nine Star contract. Marvin Cole seconded the motion. Motion carried.

E.C.D.C.

Jim Finan, E.C.D.C. Director, appeared before the commissioners to educate, update and answer any questions regarding the roll of E.C.D.C. within the Economic and Community Development of Rush County.

- Finan supported Randy Herbert's proposal of offsite storage.
- Thanked the Highway Department for the removal of the decrepit sign north of Rushville
- Thanked the county for their first half of funding support
- Discussed back up plan for the Cherry St project, if there are not enough TIF funds available. Tom Barnes shared his concerns that this may fall thru.
- Discussed Ag Core Group – Bat and Wildlife environmental impact study

- Plans to Visit a wind farm – no specific date decided

Finan stressed that education and public presence is vital to be successful. Finan stated that his volunteer intern of 30 hours a week has returned to college, so he again has no staff.

John Saxon asked for a membership listing. Finan will provide Saxon with the listing.

Ken Masters commended Finan on his work stating that he is doing a good job and they appreciate everything that he does.

RIDE RUSH

Wanda Henderson, Senior Center Executive Director and on behalf of Ride Rush, appeared before the commissioners. Henderson asked the commissioners to approve and sign the Federal Section 5311 Rural and Small Urban Transit Assistance Operating, Capital and Intercity Application Package for the Calendar Year 2012. Henderson noted that she had prior to the meeting provided the package to county attorney Leigh Morning to review.

The commissioners verified that the agreement of the funding was in line with the \$5,000.00 that they did budget for the 2012. Henderson and Morning both agreed that it was.

Deborah Adams asked Henderson who had signed the two letters of credit that she had mentioned at a previous meeting when funding had fallen thru. Henderson responded that the Senior Center Board signed the letters of credit.

Ken Masters made the motion to approve the grant. (Resolution 2011-5) Marvin Cole seconded the Motion. Motion carried.

ARLINGTON ELEMENTARY SCHOOL

Carolyn Ehlen of Arlington shared her concerns regarding the non-assistance to young children crossing U.S. highway 52 on their way to and from the new elementary school. Ehlen stated that there are no crossing guards to assist the young children. Ehlen explained that a hill poses a visual problem and following talking to the state she was informed that there must be a fatality for the placement of a stop sign. Ehlen asked the commissioners for their assistance.

Jeff Sherwood offered to assist with writing a letter to INDOT. It was mentioned that Ehlen could possibly get a community group together to assist as crossing guards.

VETERANS AFFAIR'S

Tom Barnes spoke on behalf of Veterans Affairs officer Steve Land. Barnes reported that more volunteers are needed to assist Steve Land who also works a full-time job in addition to the position of part-time Veterans Affairs officer. Barnes stated that the department is currently short volunteer drivers. Barnes noted that no special drivers license is required, only a physical is required.

CIVIL WAR PLAQUE

Paul Barada of Rushville appeared before the commissioners regarding a task that has been involved in recognition of Veterans that are not listed on the first floor of the courthouse walls. A Civil War Plaque was discovered to be necessary. The plaque is being funded privately. Barada reported that over 2,000 men from Rush County served during the Civil War. Barada went to the Adjutant General and received a list by unit of those who died as a result of the American Civil War. Ken Masters made the motion to accept the plaque. Marvin Cole seconded the motion. Motion carried. The plaque once framed will be dedicated at a later date.

Barada did make mention of the WWI artillery piece in the southeast corner of the courthouse yard. Barada stated that it will rust if not painted. Barada offered to donate the paint. Jeff Sherwood will provide inmate labor to paint the artillery piece.

HIGHWAY

Jerry Sitton, Highway Superintendent, informed the commissioners that they need to accept the roads that the county has maintained for over twenty (20+) years

- 175 E in Rushville Twp, Section 4 going south from the Orange Pike and is .45 miles long with 32' feet of ROW
- 400 E in Noble Twp between section 11 and 12 running south from the Orange Pike and is .44 miles long with 32' feet of ROW
- 325 S in Walker Twp, Section 21 running west from 450 W and is .34 miles long with 32' feet of ROW
- 420 S in Noble Twp, Section 26 running east and west and north off of US 52 and is .37 miles long with 32' feet of ROW

Marvin Cole made the motion to accept the county roads. Ken Masters seconded the motion. Motion carried.

Sitton informed the commissioners that a \$300,000.00 submission error was made on the FA-3 for the Carthage Pike project. The Phase III portion of the project may not be able to be completed in 2012.

Ken Masters made the motion to approve Ordinance 2011-4. An Ordinance Repealing Ordinance 2011-2. Marvin Cole seconded the motion. Motion carried.

ORDINANCE 2011- 4

AN ORDINANCE REPEALING ORDINANCE 2011-2

WHEREAS, on June 6, 2011, the Board of Commissioners of Rush County, Indiana, adopted An Ordinance Prohibiting Commercial Motor Vehicles and Establishing A Temporary Maximum

Speed Limit on County Road 300 South West of US Highway 52 East and County 100 East, and on County Road 100 East between County Road 300 South and US Highway 52 East, while United States Highway 52 was under construction; and

WHEREAS, United States Highway 52 has been reopened to vehicular traffic in this area; and

WHEREAS, the need for the prohibition of commercial motor vehicles and the temporary speed limit on the above-described route no longer exists.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Rush County, Indiana, that Ordinance 2011-2 is hereby repealed.

This Ordinance is effective upon passage and the removal of the signs along the above-described route.

Adopted this 1st day of August, 2011.

RUSH COUNTY
BOARD OF COMMISSIONERS

/s/ Thomas H. Barnes
Thomas H. Barnes

/s/ Marvin L. Cole
Marvin L. Cole

/s/ Ken Masters
Ken Masters

ATTEST:

/s/ Deborah C. Adams
Deborah C. Adams, Auditor

EMPLOYEE HEALTH INSURANCE

Jerry Sitton, Employee Health Insurance Committee Chairman, had the APEX Dental, Vision, Health documents for the commissioners to sign. The commissioners voted on the renewal in June. Ken Masters made the motion to sign all documents in addition to the Administrative and Ancillary Service Fees. Marvin Cole seconded the motion. Motion carried.

AUDITOR

Deborah Adams, Auditor, received approval on payroll claims for the payroll period ending August 5, 2011 on a motion by Ken Masters. Marvin Cole seconded the motion. Motion carried.

Bi-Weekly claims submitted for the period ending July 26, 2011 were approved on a motion by Marvin Cole, seconded by Ken Masters. Motion carried. Adams noted that the OCRA checks were included within these claims.

The commissioners signed the INDOT Notification of Deobligation of Transit Grant Funds for \$29.69 on a motion from Marvin Cole, seconded by Ken Masters. Motion Carried.

Adams reported that she had received a letter from the Army Corps of Engineers regarding the Samuel Cohee Open Drain. The letter was not received July 18, 2011 following the commissioners meeting. Leigh Morning informed Adams that she would need to forward the letter to Bob Jackman and Tom Ripberger as they are the replacements for Tom Barnes and Ken Masters in regards to the Samuel Cohee Open Drain. Adams reported that she will need contact information on Bob Jackman and Tom Ripberger to forward any correspondence

Adams reported that the drainage board is short of funds for their extra member. The council will need to be approached for an additional appropriation. There were several questions from the audience in regards to the pay of the position. The position is a salaried position for the commissioners and they continue to attend even though they cannot vote due to conflict of interest. The pay for an extra member is \$30.00 per meeting. Adams will discuss the additional appropriation with the council after first talking to the Surveyor.

COURTHOUSE

Deborah Adams stated that she had previously brought to the commissioners attention photos from the cleaning of a unit heating/air unit located in the auditors office. Adams had previously shared a quotation of \$5,600.00 for the total cleaning of the units that are located throughout the offices on the first and second floor of the courthouse. Adams shared that the units had never been properly cleaned as it is outside of the maintenance agreement. Adams encouraged the commissioners to make this part of the contract. Adams noted the health problems that have plagued her staff over the years. Ken Masters made the motion to sign the quote and to have the units cleaned immediately. Marvin Cole seconded the motion. Motion carried.

RECESS

The commissioners recessed their meeting at 10:30 for a Drainage board hearing. The commissioners reconvened their meeting at 11:02 following the Drainage board hearing.

AUDITOR

Adams shared a letter received from local attorneys Tracy and Julie Newhouse, with the commissioners. The letter was in support of Ride Rush to the community.

ALLEY

Robert and Juanita Cooper of 4832 S 450 E Rushville appeared before the commissioners to discuss closing of an alley. The alley in question is located in New Salem. Ken Masters made the motion to set a hearing for August 29, 2011 at 9:30am Marvin Cole seconded the motion. Motion carried.

EMS

EMS run reports were received from Raleigh Fire Department

Motion to adjourn was received from Ken Masters. Marvin Cole seconded the motion. Motion carried.

<u>/s/Tom Barnes</u>	<u>/s/Marvin Cole</u>	<u>/s/Ken Masters</u>
Tom Barnes, Chairman	Marvin Cole	Ken Masters

ATTEST:

/s/Deborah C. Adams
Deborah C. Adams, Auditor